

**UNITED STATES DISTRICT COURT  
DISTRICT OF MAINE**

**MELINDA AVERILL,**

**PLAINTIFF**

**v.**

**MICHAEL J. ASTRUE,  
COMMISSIONER OF SOCIAL SECURITY,**

**DEFENDANT**

**CIVIL No. 09-445-P-H**

**ORDER AFFIRMING RECOMMENDED DECISION  
OF THE MAGISTRATE JUDGE**

The United States Magistrate Judge filed with the court on July 16, 2010, with copies to counsel, his Report and Recommended Decision. The plaintiff filed her objection to the Magistrate Judge's Recommended Decision on August 2, 2010. I have reviewed and considered the Recommended Decision, together with the entire record; I have made a *de novo* determination of all matters adjudicated by the Recommended Decision; and I concur with the recommendations of the United States Magistrate Judge for the reasons set forth in the Recommended Decision, and determine that no further proceeding is necessary.

It is therefore **ORDERED** that the Recommended Decision of the Magistrate Judge is hereby **ADOPTED**. The decision of the Commissioner is **AFFIRMED**.

**So ORDERED.**

**DATED THIS 9TH DAY OF SEPTEMBER, 2010**

/s/D. BROCK HORNBY

**D. BROCK HORNBY  
UNITED STATES DISTRICT JUDGE**